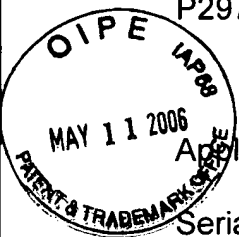


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Heinrich GERS-BARLAG et al.

Confirmation No. 2689

Group Art Unit: 1617

Serial No. : 09/744,642

Examiner: Yu, Gina C

Filed : January 26, 2001

For : EMULSIFIER-FREE FINELY DISPERSE SYSTEMS OF THE OIL-IN-WATER AND WATER-IN-OIL TYPE

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In accordance with Applicants' duty of disclosure under 37 C.F.R. §1.56, and supplemental to the Information Disclosure Statements filed on January 26, 2001 and November 3, 2005, Applicants hereby direct the Examiner's attention to the following documents:

- (1) U.S. Patent No. 6,004,567 (MARCHI-LEMMANN et al.), December 21, 1999; Applicants note that this document is a family member of EP 0 796 612 A which has already been brought to the Examiner's attention with the Information Disclosure Statement filed on November 3, 2005;
- (2) U.S. Patent No. 5,246,780 (FARER et al.), September 21, 1993; Applicants note that this document is a family member of WO 93/04668 which has already been brought to the Examiner's attention with the Information Disclosure Statement filed on November 3,

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2005;

(3) JP 10-17785 A, January 20, 1998, accompanied by an English language abstract thereof (provided by esp@cenet);

(4) JP 3-17011 A, January 25, 1991, accompanied by an English language abstract thereof (provided by esp@cenet);

(5) JP 7-101828 A, April 18, 1995, accompanied by an English language abstract thereof (provided by esp@cenet);

(6) English language machine translation and English language abstract (provided by Patent Abstracts of Japan) of JP 8-113514 A, i.e., the document cited in the Office Action mailed December 14, 2006.

Applicants further direct the Examiner's attention to the Search Report for German Application 198 34 820.7 of which the present application claims priority. This Search Report cites, in addition to English language abstracts of the four Japanese patent applications listed above, documents which have already been brought to the Examiner's attention in the Information Disclosure Statement filed on November 3, 2005, i.e.,

(7) DE 43 03 983 A1, August 18, 1994; this document is categorized in the German Search Report as A document, i.e., as document illustrating the technological background and the general state of the art;

(8) EP 0 796 612 A1, September 24, 1997; this document is categorized in the German Search Report as Y document, i.e., as document which in combination with other documents casts doubt on inventive step; the following passages of this document are

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indicated as relevant: claims 3-10; Example C3, page 7;

(9) WO 93/04668 A1, March 18, 1993; this document is categorized in the German Search Report as Y document, i.e., as document which in combination with other documents casts doubt on inventive step; the following passages of this document are indicated as relevant: claims 11-20.

Applicants also call to the Examiner's attention the following additional documents (and U.S. family members thereof) which are cited and discussed in the present specification:

- (10) EP 0 686 391 A1, December 13, 1995;
- (11) U.S. Patent No. 5,643,555 (COLLIN et al.), July 1, 1997;
- (12) DE 44 25 268 A1, January 18, 1996;
- (13) U.S. Patent No. 5,833,951 (ARZT et al.), November 10, 1998;
- (14) U.S. Patent No. 4,898,913 (ZIEMELIS et al.), February 6, 1990.

Copies of documents (3) – (6), (10) and (12), a completed copy of the Form PTO-1449 listing the above documents (1) – (14) and a copy of the Search Report for German Application 198 34 820.7 are enclosed herewith. Accordingly, the Examiner is requested to consider these documents and to indicate such consideration by returning a signed and initialed copy of the Form PTO-1449 with the next communication from the Patent and Trademark Office.

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Copies of documents (7) to (9) have already been submitted with the Information Disclosure Statement filed on November 3, 2005. Further, in view of the U.S. Patent and Trademark Office's decision to partially waive the requirements under 37 C.F.R. § 1.98 (a)(2)(i) and (iii), copies of the U.S. Patents cited above are not enclosed herewith. However, if any copies are needed, the Examiner is respectfully requested to contact the undersigned.

A check covering the fee set forth in 37 C.F.R. 1.17(p) is enclosed herewith. The Patent and Trademark Office is hereby authorized to charge Deposit Account No. 19-0089 any other fees which may be deemed necessary for consideration of the submitted materials.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,
Heinrich GERS-BARLAG et al.

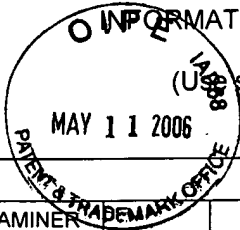


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FORM PTO-1449

U.S. Department of Commerce
Patent and Trademark OfficeAtty. Docket No.
P29733Application No.
09/744,642Applicant
Heinrich GERS-BARLAG et al.Filing Date
January 26, 2001Group
1617INFORMATION DISCLOSURE STATEMENT
BY APPLICANT
(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 0 0 4 5 6 7	12/21/99	MARCHI-LEMANN et al.			
	5 2 4 6 7 8 0	09/21/93	FARER et al.			
	5 6 4 3 5 5 5	07/01/97	COLLIN et al.			
	5 8 3 3 9 5 1	11/10/98	ARZT et al.			
	4 8 9 8 9 1 3	02/06/90	ZIEMELIS et al.			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
10	- 0 1 7 7 8 5	01/20/98	JAPAN			
3	- 0 1 7 0 1 1	01/25/91	JAPAN			
7	- 1 0 1 8 2 8	04/18/95	JAPAN			
	0 6 8 6 3 9 1	12/13/95	E.P.O.			
	4 4 2 5 2 6 8	01/18/96	GERMANY			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

1	English Language Abstract of JP 10-017785.
2	English Language Abstract of JP 3-017011.
3	English Language Abstract of JP 7-101828.
4	English Language Translation and English Language Abstract of JP 8-113514.

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.